

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David Knight and Scott Siegel

Application No.: 10/043,436 Group Art Unit: 1644

Filed: January 10, 2002 Examiner: Phillip Gambel

Confirmation No.: 3843

Title: METHODS OF TREATING HEPATITIS WITH CHIMERIC ANTI-TNF ANTIBODIES

<b>CERTIFICATE OF MAILING OR TRANSMISSION</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
2-18-05	<i>Dawn M Myers</i>
Date	Signature
<i>Dawn M Myers</i>	
Typed or printed name of person signing/certificate	

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Supplemental Information Disclosure Statement is submitted under 37 CFR 1.97(c) together with a \$180.00 fee under 37 CRF 1.17(p).

INFORMATION FROM RELATED LITIGATION

The Rockefeller University and Chiron Corporation have filed a complaint in The United States District Court For The Eastern District of Texas, Marshall Division, Civil Action No. 2-04CV-16, against Centocor, Inc., an assignee of this application, for infringement of U.S. Patent Nos: 6,309,640 and 6,419,927. The accused infringement relates to Centocor, Inc.'s product, REMICADE® infliximab. REMICADE® infliximab is also known as cA2, which is recited in the claims and specification in this application. The validity of this patent application is not at issue in the litigation. Nor is the validity of any related patents or patent applications at issue in this litigation.

Enclosed herewith is Form PTO-1449, citing U.S. Patent Nos: 6,309,640 and 6,419,927 and their related European application. Copies of these cited references (AI2, AJ2 and AP7, respectively) are enclosed.

Applicants do not believe that this information is relevant or material to patentability. Applicants merely cite this information in an abundance of caution. Further, Applicants believe that this information is cumulative to References AA and AB, which were cited in the Information Disclosure Statement filed in this application on September 19, 2002. Reference AI2 is a continuation application of Reference AJ2, which is, in turn, a continuation application of References AA and AB and thus have substantially identical disclosures and have the same priority date. In addition, Reference AP7 claims priority to the same priority applications as References AA and AB and has a substantially identical disclosure.

Applicants request that the information disclosed herein be made of record in this application. Applicants respectfully request that the Examiner return a copy of this Supplemental Information Disclosure Statement and acknowledge the information from the related litigation.

\_\_\_\_\_  
Examiner

\_\_\_\_\_  
Date

Method of payment:

- A check for the fee noted above is enclosed. A copy of this Statement is enclosed.
- Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,  
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

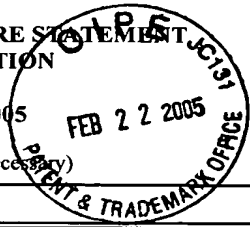
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Dated: February 18, 2005

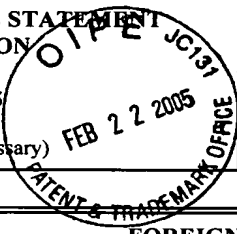
PTO-1449 REPRODUCED		ATTORNEY DOCKET NO. 0975.1005-018	APPLICATION NO. 10/043,436	
<b>INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION</b>  February 18, 2005 (Use several sheets if necessary)		FIRST NAMED INVENTOR Junming Le		FILING DATE January 10, 2002
		EXAMINER Phillip Gambel	CONFIRMATION NO. 3843	GROUP 1644



U.S. PATENT DOCUMENTS				
EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AI2	US 6,309,640 B1	10/30/2001	Cerami <i>et al.</i>
	AJ2	US 6,419,927 B1	07/16/2002	Cerami <i>et al.</i>

EXAMINER	DATE CONSIDERED
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**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NUMBER	DATE	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT	TRANSLATION	
		Country Code-Number-Kind Code (if known)	MM-DD-YYYY		YES	NO
	AP7	EP 0 101 681 B1	12/14/1994	The Rockefeller University		

EXAMINER	DATE CONSIDERED
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